



RECEIVED

JAN 23 2004

OFFICE OF PETITIONS

MS PETITION  
PATENT  
4450-0149P

H DAC  
2661

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Tom Q. WELLBAUM et al. Conf.: 2979

Appl. No.: 09/427,300 Group: 2661

Filed: October 26, 1999 Examiner: PHAN, Tri H.

For: METHODS AND APPARATUS FOR ARBITRARY  
CONCATENATION IN A SWITCH

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

**MS PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 16, 2004

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

01/21/2004 MDAMTE1 00000005 09427300

01 FC:1453

1330.00 0P

1. Petition fee

Small entity - fee \$650.00 (37 C.F.R. § 1.17(m)).  
Applicant claims small entity status. See 37 C.F.R.  
§ 1.27.

Other than small entity - fee \$1330.00 (37 C.F.R.  
§ 1.17(m))

2. Reply

A. The reply and/or fee to the above-noted Office action  
in the form of an amendment:

has been filed previously on .

is enclosed herewith.

B. The issue fee of .

has been paid previously on .

is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or  
after June 8, 1995, no terminal disclaimer is  
required.

A terminal disclaimer (and disclaimer fee (37 C.F.R.  
§ 1.20(d)) of \$55.00 for a small entity or \$110.00 for  
other than a small entity) disclaiming the required  
period of time is enclosed herewith.

4. Statement: The entire delay in filing the required reply  
from the due date for the required reply until the filing  
of a grantable petition under 37 C.F.R. § 1.137(b) was  
unintentional.

- No fee is required.
- Check(s) in the amount of \$1330.00 is enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By \_\_\_\_\_

  
Michael R. Cammarata, #39,491

MRC/kpc  
4450-0149P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

Attachments:  Fee Payment  
 Reply  
 Terminal Disclaimer Form  
 Additional sheets containing statements establishing unintentional delay  
 Other:

(Rev. 04/30/03)